

**From:** [Brackett, Krystal \(EOIR\) \(CTR\)](#)  
**To:** [All of Court Administrators \(EOIR\)](#); [All of Judges \(EOIR\)](#); [All of OCIJ HDQ \(EOIR\)](#); [All of OCIJ JLC \(EOIR\)](#); [BIA ATTORNEYS \(EOIR\)](#); [BIA BOARD MEMBERS \(EOIR\)](#); [EOIR Library \(EOIR\)](#); [BIA SUPPORT \(EOIR\)](#); [BIA TEAM P \(EOIR\)](#); [Butler, Vicki A. \(EOIR\)](#); [Carr, Donna \(EOIR\)](#); [King, Jean \(EOIR\)](#); [OGC \(EOIR\)](#); [McHenry, James \(EOIR\)](#); [Reilly, Katherine \(EOIR\)](#); [Santoro, Christopher A \(EOIR\)](#); [Alder Reid, Lauren \(EOIR\)](#); [Cowles, Jon \(EOIR\)](#); [Bauder, Melissa \(EOIR\)](#); [Korniluk, Artur \(EOIR\)](#); [Adams, Amanda \(EOIR\)](#); [Pease, Jeffrey \(EOIR\)](#); [Berkeley, Nathan \(EOIR\)](#); [BIA SUPPORT \(EOIR\)](#); [Brackett, Krystal \(EOIR\) \(CTR\)](#)  
**Cc:** [Rose, Karen \(EOIR\)](#); [Atkinson, Pamela \(EOIR\)](#)  
**Subject:** Matter of ORTEGA-LOPEZ 27 I&N Dec. 382 (BIA 2018)  
**Date:** Tuesday, August 07, 2018 1:39:33 PM

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The above precedent decision can be found in Volume 27 at page 399. The link to the decision is:

Intranet:

<https://eoirnet/sites/eoir/OP/VLL/PrecedentDecisions/3932.pdf>

- (1) This case is before us on remand from the United States Court of Appeals for the Ninth Circuit to further consider the respondent's eligibility for cancellation of removal under section 240A(b)(1) of the Immigration and Nationality Act, 8 U.S.C. § 1229b(b)(1) (2012), following his violation of a protection order. We conclude that the respondent has been convicted of an offense under section 237(a)(2)(E)(ii) of the Act, 8 U.S.C. § 1227(a)(2)(E)(ii) (2012), and is therefore ineligible for cancellation of removal under section 240A(b)(1)(C). The respondent's appeal will again be dismissed.

**KRYSTAL BRACKETT**

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DOJ/EOIR/BIA